

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN 17 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 24 1998 under 64437

The applicant **Smith Valley Baptist Church** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.) **Non profit corporation established 9 September 1998 in the office of the Nevada Secretary of State, Carson City, Nevada**

1. The source of the proposed appropriation is **underground – Smith Valley Artesian Basin**
2. The amount of water applied for is **0.514 million gallons per year** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Commercial and Domestic**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **SW¼ NW¼ Section 22, T.11N., R.24E. existing well – bearing South 14° 18' 42" West a distance of 1007.40 feet to the W¼ corner of Section 22 T.11N R24E M.D.B.&M situated in Lyon County, State of Nevada**
6. Place of Use **SW¼ NW¼ Section 22 T.11N R24E M.D.B.&M.**
7. Use will begin about **1 January** and end about **31 December** of each year.
8. Description of proposed works **existing well currently operated under Permit #64437, Certificate #16089 Book 71 Page 16089**
9. Estimated cost of works **N.A.**
10. Estimated time required to construct works **N.A.**
11. Estimated time required to complete the application of water to beneficial use **one year**

12. Remarks: 5328 squar foot Church building and a private school of up to 304 students and staff. School buildings to be constructed in a multiple phased plan for growth.

David B. Herrand
By s/ David B. Herrand
22 Carter Lane
Smith, Nevada 89430

Compared gkl/sam dl/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 64437, Certificate 16089 shall not exceed 2.02 acre-feet per year.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.067 cubic feet per second, or 1.58 acre-feet per year.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 19, 2006

Proof of completion of work shall be filed on or before:

August 19, 2006

Water must be placed to beneficial use on or before:

July 19, 2009

Proof of the application of water to beneficial use shall be filed on or before:

August 19, 2009

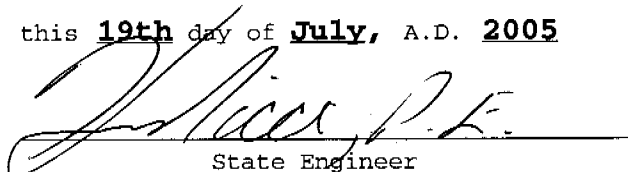
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 19th day of July, A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____